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11 UNITED STATES DISTRICT COURT

12 NORTHERN DISTRICT OF CALIFORNIA — SAN FRANCISCO DIVISION  
13

14 ARCHITECTURAL RESOURCES GROUP,  
INC., a California corporation; and IDEAS  
15 CONSULTING, INC., a California  
corporation,

16 Plaintiffs,

17 vs.

18 HKS, INC., a Texas corporation,

19 Defendant.  
20

21 GEORGE LOISOS dba LOISOS  
UBBELOHDE ASSOCIATES, an Individual,  
22 SUSAN UBBELOHDE dba LOISOS +  
UBBELOHDE ASSOCIATES, an individual,  
23 and TIPPING MAR + ASSOCIATES, a  
California corporation,

24 Third Party Defendants.  
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26  
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28

Case No. C-12-5787 SI

**STIPULATION AND ~~PROPOSED~~  
ORDER FOR THIRD-PARTY  
DEFENDANTS GEORGE LOISOS'S,  
SUSAN UBBELOHDE'S, AND TIPPING  
MAR + ASSOCIATES'S RESPONSES TO  
HKS, INC.'S THIRD-PARTY  
COMPLAINT**

07465.0294/2529748.1

1 Third-Party Defendants George Loisos and Susan Ubbelohde, dba Loisos + Ubbelohde  
2 Associates (collectively, “Loisos”), and Tipping + Mar Associates (“Tipping”) and Third-Party  
3 Plaintiff, HKS, Inc. (“HKS”) hereby stipulate as follows:

4 Whereas, the law firm of Severson & Werson will be representing Loisos and Tipping in  
5 this matter;

6 Whereas, both Loisos and Tipping have been named in HKS’s Third-Party Complaint in  
7 this matter (Doc. No. 22), and were planning to respond to that Third-Party Complaint on or  
8 before January 24, 2013;

9 Whereas on January 8, 2013, Plaintiff and Counter-Defendant Architectural Resources  
10 Group, Inc. (“ARG”) filed a Motion to Dismiss or for More Definite Statement and Motion to  
11 Strike (Doc. No. 28) of HKS’s counter-claims, with hearing set for February 15, 2013 (herein, the  
12 “ARG Motion to Dismiss”);

13 Whereas, ARG Motion to Dismiss challenges the same pleading which alleges HKS’s  
14 claims against Loisos and Tipping;

15 Whereas, Loisos, Tipping and HKS believe that the Court’s ruling on the pending ARG  
16 Motion to Dismiss will also provide guidance with respect to the claims alleged against Loisos and  
17 Tipping, as set forth in HKS’s Third-Party Complaint (Doc. No. 22), and wish to effectuate a  
18 standstill with regard to their rights until after the Court’s ruling on the pending ARG Motion;

19 Whereas, the parties herein believe that this stipulation will avoid redundancy of motion  
20 practice and briefing on matters already before the Court with respect to HKS’s claims, thereby  
21 conserving judicial and party resources; and

22 Therefore, Loisos, Tipping and HKS hereby stipulate to the following:

23 (1) Loisos’s and Tipping’s time to respond to the HKS’ Third-Party Complaint will be  
24 extended as described immediately below;

25 (2) Following the Court’s ruling on ARG’s Motion to Dismiss, which is set to be heard  
26 February 15, 2013, Loisos and Tipping will have the same time as ARG to respond to either (a)  
27 HKS’s existing Third-Party Complaint if the ARG Motion to Dismiss is denied in full, or (b) to an

1 Amended Third-Party Complaint to be filed by HKS, if one is forthcoming following the Court's  
2 ruling on the ARG Motion to Dismiss.

3 DATED: January 18, 2013

SEVERSON & WERSON  
A Professional Corporation

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5 By: /s/ Peter C. Lyon  
6 PETER C. LYON

7 Attorneys for Loisos + Ubbelohde Associates,  
8 and Tipping + Mar Associates

9 I, Peter C. Lyon, am the user whose identification and password are being used to file this  
10 stipulation. I hereby attest that Jay R. Houghton, the other signatory below, has concurred in the  
11 filing of this document.

12 /s/ Peter C. Lyon  
13 PETER C. LYON

14 DATED: January 18, 2013

Smith, Currie & Hancock LLP

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16 By: /s/ Jay R. Houghton  
17 Jay R. Houghton

18 Attorneys for Counsel for HKS, Inc.

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20 PURSUANT TO STIPULATION, IT IS SO ORDERED.

21 DATED: JANUARY 22 2013

  
22 SUSAN ILLSTON  
23 UNITED STATES DISTRICT JUDGE